IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMARY SUIT NO. 2870 OF 2004

UNION OF INDIA .....**Plffs.**
vs.
M/S. ADARSH PARIVAHAN .....**Defnds.**

S.R. Rajguru i/BY. S.S. Sarkar
for the plaintiffs.

None for the defendants.

CORAM: S.U. KAMDAR, J.

DATE : 27th February, 2006.

P.C. :.

1. The proesent suit is filed for the recovery of amount of the short delivery of godos for Rs.10,71,450/0 plus sum of Rs.2,67,863 and Rs.2,700,250/- atowards the penalty for delay in the delivery of the goods under Clause (I) (v) of the Contract.

2. The defendants are served. Affidavit of service as well as service report is taken on record. Inspite of service none appears for the

defendants. No vakalatnama is filed. The plaintiff has tendered original compilation of documents which is taken on record and marked Exhibit-A collectively. Accordingly I pass the following order.

3. There shall be a decree for sum of Rs.14,865,563/- with further interest at the rate of 6% p.a. from the date of the suit till payment and/or realisation. The plaintiffs are at liberty to withdraw the original documents on furnishing the xerox copies.

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